

02



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/554,921	08/28/2000	Thorsten Schutte	9847-0062-6X	1401
22850	7590	02/24/2004	EXAMINER	
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314			NGUYEN, TUYEN T	
			ART UNIT	PAPER NUMBER
			2832	
DATE MAILED: 02/24/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.

AX

Office Action Summary	Application No. 09/554,921	Applicant(s) SCHUTTE ET AL.	
	Examiner TUYEN T NGUYEN	Art Unit 2832	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on _____.
- 2a) This action is **FINAL**. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 23-45 is/are pending in the application.
4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 23-45 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 28 August 2000 is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) All b) Some * c) None of:
1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. _____.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) Notice of Informal Patent Application (PTO-152)
- 6) Other: _____.

DETAILED ACTION

Drawings

The drawings are objected to under 37 CFR 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, the flexible conductor further comprising a metal shield and sheath must be shown or the feature(s) canceled from the claim(s). No new matter should be entered.

A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.

Claim Rejections - 35 USC § 112

The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

Claim 37 is rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. Applicant fails to disclose an adequate written description of the flexible conductor further comprising a metal shield and sheath.

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Art Unit: 2832

Claims 35 and 37 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Regarding claim 35, applicant should clarify the specific structure intended by the central electrical conductor comprising a plurality of strands of wire with only a minority of the strands being in electrical contact with each other.

Regarding claim 37, applicant should clarify the structure of the flexible conductor comprising a metal shield and sheath.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 23-39 and 41-45 are rejected under 35 U.S.C. 103(a) as being unpatentable over Leibinger et al. [US 4,403,205] in view of Elton et al. [US 4,853,565].

Leibinger et al. discloses a transformer [figure 1] comprising:

- a core [11];

- a high voltage winding having turns [HV1-HV2]; and

- a low voltage winding having turns [LV1-LV2], wherein each of the high and low voltage windings are magnetically permeable and have a flexible conductor and the turns of the high voltage winding are intermixed with the turns of the low voltage winding.

Art Unit: 2832

Leibinger et al. discloses the instant claimed invention except for the specific flexible conductor.

Elton et al. discloses a high voltage electrical cable [100, figure 7] comprising current carrying conductors [102], an inner, semiconducting grading layer [104] made of pyrolyzed glass fiber [column 7, lines 19-20] surrounding and being in electrical contact with the current carrying conductors [102], a solid insulating layer [106] surrounding and contacting the inner layer, and an outer layer [110] having semiconducting properties surrounding and contacting the solid insulating layer [106], being in contact with ground.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to modify of the high and low voltage windings of Leibinger et al. to use flexible conductor of Elton et al. in order to prohibit development of corona discharge.

Regarding claims 24-26, 28 and 45, the specific arrangement of the high and low voltage windings would have been an obvious design consideration based on the desired output characteristics.

Regarding claims 43-44, the claimed method steps would have been necessitated by the product structure.

Regarding claims 38-39 and 41-42, the specific cross-sectional area of the electrical conductor and electrical field contain within the conductor would have been an obvious design consideration based on the intended electrical load.

Claim 40 is rejected under 35 U.S.C. 103(a) as being unpatentable over Leibinger et al. in view of Elton et al. as applied to claims 23-39 above, and further in view of Thomas [US 4,400,675].

Art Unit: 2832

Leibinger et al. in view of Elton et al. discloses the instant claimed invention except for struts of laminated material located between the high and low voltage windings.

Thomas discloses a transformer having low and high voltage windings [figure 2] with struts of laminated magnetic material [abstract] disposed therebetween.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to use the struts of Thomas in Leibinger et al., as modified, for the purpose of adjusting the transformer impedance.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to TUYEN T NGUYEN whose telephone number is 571-272-1966. The examiner can normally be reached on M-F 8:30-6:30.

The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

TTN *TTN*

Tuyen Nguyen